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Attorneys for Plaintiff  
6 RAYSHAUN DEVON SINCLAIR

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
11

12 RAYSHAUN DEVON SINCLAIR,

13 Plaintiff,

14 v.  
15

16 C/O T.W. BUSH,

17 Defendant.  
18

Case No. C 03-4331 WHA (PR)

**STIPULATION AND [PROPOSED]  
ORDER FOR THE DEPOSITION OF  
WITNESSES CONFINED IN PRISON**

Trial Date: December 5, 2005

Time: 7:30 a.m.

Place: Courtroom 9, 19th Floor

Judge: The Honorable William Alsup

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20 Pursuant to Rule 30(a)(2) of the Rules of Civil Procedure and Northern District of  
21 California Local Rule 7-12, plaintiff Rayshaun Sinclair and Defendant T.W. Bush, by and  
22 through their respective counsel, stipulate as follows:

23 WHEREAS, the individuals listed below were incarcerated at Soledad Correctional  
24 Training Facility on January 17, 2003 and may have witnessed the events giving rise to this  
25 action;

26 WHEREAS, they are still confined in prison by the California Department of  
27 Corrections, whether at Soledad or another facility;

WHEREFORE, The parties stipulate that plaintiff Rayshaun Devon Sinclair, by his attorney, may take depositions upon oral examination of the following witnesses confined in prison by the California Department of Corrections:

| Name               | Inmate # | Location                      |
|--------------------|----------|-------------------------------|
| Rasheen Arterberry | T-38838  | Soledad Correctional Facility |
| Ramone Harvey      | T-40546  | Avenal State Prison           |
| James Kelly        | J-56042  | Mule Creek State Prison       |
| Mr. Soaries        | T-31739  | Soledad Correctional Facility |
| Mr. Rodriguez      | T-50934  | Salinas Valley State Prison   |
| Mr. Chan           | T-37491  | Soledad Correctional Facility |
| Darwin Shelton     | E-36721  | Soledad Correctional Facility |
| Spencer Grayer     | T-43462  | Soledad Correctional Facility |

The parties further stipulate that the Court may enter its Order authorizing and directing the completion of such depositions at such times and in such manner as the parties shall determine by agreement between them.

DATED: June 21, 2005

Respectfully submitted,

HELLER EHRMAN LLP

By

  
ROBERT E. BORTON  
RACHEL M. JONES

Attorneys for Plaintiff  
RAYSHAUN DEVON SINCLAIR

OFFICE OF THE ATTORNEY GENERAL

By

  
JENNIFER PERKELL

Attorneys for Defendant  
T.W. BUSH

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ROBERT E. BORTON  
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Attorneys for Plaintiff  
RAYSHAUN DEVON SINCLAIR

23 OFFICE OF THE ATTORNEY GENERAL

25 By

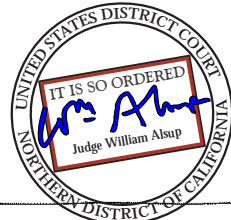
JENNIFER PERKELL

Attorneys for Defendant  
T.W. BUSH

Heller  
Ehrman LLP

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2  
3 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**  
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6 DATED: June 23, 2005  
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10 The Honorable William Alsup  
11 United States District Judge  
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